WP no. 469(ss)05:

Hon'ble M.M. Ghildiyal, J.

Heard Sri Nagesh Agarwal, learned counsel for the petitioners. Sri V.B.S. Negi, Assistant Solicitor General of Union of India has accepted notices on behalf of respondent nos. 1 & 2. Learned Standing counsel for the State has accepted notices on behalf of respondent nos. 3 & 4. Smt. Beena Pandey, learned Standing Counsel for State of U.P. has accepted notice on behalf of respondent no. 5.

Counsel for the both the parties have agreed that the writ petition may be decided at the admission stage itself.

During the course of argument learned counsel for the petitioners has confined his prayer that the respondents may be directed to take final decision on the options earlier submitted by the petitioners before the authorities.

Contention of the petitioners, is that they are Stenographers in the officer of Executive Engineer, Irrigation research and design organization, Irrigation Department, Roorkee. Prior to creation of the State of Uttaranchal, they have opted for State of U.P. because they belong to State of U.P. however, their options have yet not been finalized by the respondent nos. 1 & 2.

In the above circumstances it is provided that in case, the petitioners options have yet not been finalized by the State Advisory Committed, Lodhi Road New Delhi, the same shall be decided in accordance with law within a period of four weeks from the date of receipt of a certified copy of this order and the State Advisory Committee shall forward the same to the respondent no. 1 who will take final decision on the petitioners' options within a period of six weeks from the date of receipt of decision on the options through the State Advisory Committee.

With these directions, the writ petition is finally disposed of.

(M.M. Ghildiyal, J.)

26.04.2005:

NCM: